

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

The Commission, on its own ) Application No. 911-002  
motion, seeking to determine the )  
surcharge for the Enhanced ) ORDER SETTING SURCHARGE  
Wireless 911 Fund. )  
) Entered: October 3, 2006

BY THE COMMISSION:

The Commission, on its own motion, scheduled a hearing on this matter pursuant to an order entered on June 27, 2006, to determine the annual surcharge for the Enhanced Wireless 911 Fund (Fund), pursuant to *Neb. Rev. Stat. § 86-458* (2006 Supp). Notice of the hearing was sent to all Public Safety Answering Points and Wireless Service Providers on June 28, 2006. The hearing was continued by Hearing Officer Order entered on August 21, 2006. Notice of the continued hearing was published in The Daily Record, Omaha, Nebraska, on August 23, 2006. The Commission held a hearing in this matter on September 19, 2006, in the Commission Hearing Room, Lincoln, Nebraska.

Pursuant to LB 1222 [2006], the surcharge may be increased by the Commission up to \$.70 for all counties but Douglas County which remains capped at \$.50. Mr. Jeff Pursley, Director of the Nebraska Telecommunications Infrastructure and Public Safety Department, testified regarding the surcharge level and the status of the implementation of LB-1222. The Commission has opened a docket to implement LB-1222, and Mr. Pursley testified that the best way to fulfill obligations under LB-1222 is to develop a comprehensive cost model.

Mr. Pursley stated that his department is currently in the process of establishing interim policy to handle funding requests pursuant to the outcome of the implementation of LB-1222. Mr. Pursley testified that until the cost model is complete and adopted by the Commission, it would be premature to change the surcharge level.

Mr. Pursley testified that the surcharge, currently set at \$.50 per wireless access line per month, should remain at \$.50 statewide.

The advisory board also provided a letter to the Commission with their recommendation that the surcharge remain at \$.50. A copy of that letter was entered into the record.

No other evidence was presented during the hearing.

O P I N I O N     A N D     F I N D I N G S

The Commission finds that the surcharge should be set at fifty cents per wireless access line per month. Given the implementation of LB-1222, the surcharge should remain at its current level.

The Commission further finds that Commission staff should continue to develop an effective cost model to satisfy obligations under LB-1222.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the surcharge for the Enhanced Wireless 911 Fund should be set at \$.50 per wireless access line, per month.

MADE AND ENTERED at Lincoln, Nebraska, this 3rd day of October, 2006.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director